

SB0023/188874/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 23
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 7 down through the second “Fund” in line 8 and substitute “establishing the Workgroup on Home Detention Monitoring; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to study and make recommendations regarding certain matters; requiring the Workgroup to submit a report to the General Assembly on or before a certain date; expressing the intention of the General Assembly regarding the funding of certain provisions of this Act”; in line 9, strike “effective date” and substitute “termination”; and strike in their entirety lines 16 through 26, inclusive.

AMENDMENT NO. 2

On page 2, in line 28, strike “**(I)**”.

On pages 2 and 3, strike in their entirety the lines beginning with line 32 on page 2 through line 1 on page 3, inclusive.

On page 3, strike beginning with “the” in line 2 down through “follows” in line 3.

On pages 3 through 5, strike in their entirety the lines beginning with line 4 on page 3 through line 29 on page 5, inclusive, and substitute:

“(a) There is a Workgroup on Home Detention Monitoring.

(b) The Workgroup consists of the following members:

(Over)

SB0023/188874/1 Judicial Proceedings Committee
Amendments to SB 23
Page 2 of 4

(1) three members of the Senate of Maryland, appointed by the President of the Senate;

(2) three members of the House of Delegates, appointed by the Speaker of the House;

(3) the Secretary of Public Safety and Correctional Services, or the Secretary's designee;

(4) the Public Defender of Maryland, or the Public Defender's designee;

(5) the President of the Maryland State's Attorneys' Association, or the President's designee;

(6) one representative of the Job Opportunities Task Force, appointed by the Governor;

(7) one representative of the Maryland Chiefs of Police Association and the Maryland Sheriffs' Association, appointed by the Governor;

(8) one representative of a large local detention center, appointed by the Governor;

(9) one representative of a small local detention center, appointed by the Governor;

(10) one representative of a county pre-trial release program that does not charge fees to participants, appointed by the Governor;

(11) one representative of a county pre-trial release program that does charge fees to participants, appointed by the Governor; and

SB0023/188874/1 Judicial Proceedings Committee
Amendments to SB 23
Page 3 of 4

(12) two representatives of private home detention monitoring agencies.

(c) The President of the Senate and the Speaker of the House shall select two cochairs from among the members of the Workgroup.

(d) The Department of Public Safety and Correctional Services shall provide staff for the Workgroup.

(e) A member of the Workgroup:

(1) may not receive compensation as a member of the Workgroup; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) The Workgroup shall study and make recommendations regarding the costs and availability of both publicly and privately provided pre-trial home detention monitoring systems.

(g) On or before December 31, 2021, the Workgroup shall submit a report of its findings and recommendations to the General Assembly, in accordance with § 2-1257 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That it is the intention of the General Assembly that, subject to the availability of federal funds, the implementation of Section 1 of this Act be funded in fiscal year 2022 using federal funds.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2021. Section 1 of this Act shall remain effective for 1 year after the expiration or rescission of the Governor’s proclamation of March 5, 2020 “Declaration of State of Emergency and Existence of Catastrophic Health Emergency – COVID-19” or the expiration of any renewal of the state of emergency declared by the Governor in the

(Over)

SB0023/188874/1 Judicial Proceedings Committee
Amendments to SB 23
Page 4 of 4

proclamation of March 5, 2020, and 1 year after the expiration of the state of emergency or any renewal of the state of emergency, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect. Section 2 of this Act shall remain effective for a period of 1 year and, at the end of June 30, 2022, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.